



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Stamm et al**

Application No. **09/899,026**

Group Art Unit: **1615**

Filed: **July 6, 2001**

Examiner: **B. Seidleck**

For: **Fenofibrate Pharmaceutical Composition Having High
Bioavailability and Method for Preparing It**

Docket No: 107664.115US3

Assistant Commissioner of Patents
Washington, DC 20231

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K. Harman
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Response and Amendment under 37 CFR § 1.111

This Response is submitted in reply to the Office Action dated September 28, 2001, for which a response is due on or before January 28, 2002. The Commissioner is authorized to charge the one month extension of time fee of \$100, and any other necessary fees, or to credit any overpayments to Deposit Account No. 08-0219 to maintain the pendency of the application.

Applicants thank the Examiner for the indication of allowable subject matter.

Please amend the above application, without prejudice, as follows.

IN THE CLAIMS:

A clean copy of the pending claims is set forth in Appendix 1. A marked-up copy of the claims showing the amendments is set forth in Appendix 2.

IN THE SPECIFICATION:

A clean copy of the amended paragraph at page 1 is set forth in Appendix 3, and a marked-up copy showing the changes to the specification at page 1 is set forth in Appendix 4.

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01 FC:103 I. 612.00 CH **Remarks**

After entry of the amendment, claims 35-90 are pending in the application.

The specification has been amended to refer to the patent number of the parent application.